

Neifeld Docket No: AMOI0010U-US

Application/Patent No: 10/724,852

USPTO CONFIRMATION NO: 2156

File/Issue Date: 12/1/2003

Inventor/title: Piers/Multifocal Ophthalmic Lens

Examiner/ArtUnit: Izquierdo

37 CFR 1.78(a)(6) PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED
PRIORITY CLAIM

I. Statement of Precise Relief Requested

The applicants request (1) entry of the amendment to claim benefit submitted herewith and (2) a new official filing receipt acknowledging all priority claims.

II. Statement of Material Facts

1. The December 1, 2003 filing of the application and subsequent amendments did include a claim for priority under 35 USC 119(b) providing the specific reference required by 35 USC 119(b) and 37 CFR 1.78 to U.S. provisional application No. 60/430,515, filed December 3, 2002.
2. The entire delay between the date the benefit claims were due and the date the claim was filed was unintentional.
3. Payment for the 37 CFR 1.17(t) fee for the acceptance of an unintentionally delayed claim for priority under 37 CFR 1.78 is submitted herewith.

III. Reasons why the Relief Sought Should be Granted

The applicants should be granted the relief sought because applicants have complied with 37 CFR 1.78 (a)(6). Specifically:

- (1) the applicants state that the entire delay between the date the claim was due under 37 CFR 1.78(a)(5)(ii) and the date the claim was filed was unintentional;
- (2) the applicants submit herewith the 37 CFR 1.17(t) fee; and
- (3) the applicants submit herewith an amendment with the requested benefit claims.

Moreover, the existence of the priority claim in the inventor's declaration objectively shows the delay was unintentional.

5-11-2007 /RichardNeifeld#35,299/

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